

HB1082\_L.009

## HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.HB13-1082 be amended as follows:

1 Amend proposed committee amendment (HB1082\_L.001), page 3, strike  
2 lines 4 through 17 and substitute:

3 "SECTION 2. In Colorado Revised Statutes, 24-4.1-302, **add** (2)  
4 (r.3) as follows:

5 **24-4.1-302. Definitions.** As used in this part 3, and for no other  
6 purpose, including the expansion of the rights of any defendant:

7 (2) "Critical stages" means the following stages of the criminal  
8 justice process:

9 (r.3) ANY PETITION FOR EXPUNGEMENT AS DESCRIBED IN SECTION  
10 19-1-306 (5) (a), C.R.S.;

11 **SECTION 3.** In Colorado Revised Statutes, 24-4.1-302.5, **amend**  
12 (1) (d) (VI) and (1) (d) (VII); and **add** (1) (d) (VIII) as follows:

13 **24-4.1-302.5. Rights afforded to victims.** (1) In order to  
14 preserve and protect a victim's rights to justice and due process, each  
15 victim of a crime shall have the following rights:

16 (d) The right to be heard at any court proceeding:

17 (VI) At which the defendant requests a modification of the no  
18 contact provision of the mandatory criminal protection order under  
19 section 18-1-1001, C.R.S., or section 19-2-707, C.R.S.; **or**

20 (VII) Involving a subpoena for records concerning the victim's  
21 medical history, mental health, education, or victim compensation, or any  
22 other records that are privileged pursuant to section 13-90-107, C.R.S.;

23 **OR**

24 (VIII) INVOLVING A PETITION FOR EXPUNGEMENT AS DESCRIBED  
25 IN SECTION 19-1-306 (5) (a), C.R.S."

26 Renumber succeeding section accordingly.

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